



General Assembly

February Session, 2012

**Amendment**

LCO No. 4530

**\*HB0540904530HR0\***

Offered by:

REP. CHAPIN, 67<sup>th</sup> Dist.  
REP. DAVIS P., 117<sup>th</sup> Dist.  
REP. ESPOSITO, 116<sup>th</sup> Dist.

REP. DARGAN, 115<sup>th</sup> Dist.  
REP. KLARIDES, 114<sup>th</sup> Dist.  
REP. CANDELORA, 86<sup>th</sup> Dist.

To: Subst. House Bill No. 5409

File No. 392

Cal. No. 302

**"AN ACT CONCERNING PET SHOPS AND CONSUMER  
REIMBURSEMENT FOR CERTAIN VETERINARY EXPENSES."**

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. Subsection (b) of section 22-344b of the general statutes is  
4 repealed and the following is substituted in lieu thereof (*Effective*  
5 *October 1, 2012*):

6 (b) (1) If, [(1)] (A) within twenty days of sale, any such dog or cat  
7 becomes ill or dies of any illness which existed in such dog or cat at the  
8 time of the sale, or [(2)] (B) within six months of sale, any such dog or  
9 cat is diagnosed with a congenital defect that adversely affects or will  
10 adversely affect the health of such dog or cat, such licensee shall: [,] (i)  
11 Reimburse such consumer not more than five hundred dollars for  
12 services and medications provided to such dog or cat by any  
13 veterinarian licensed pursuant to chapter 384 for the treatment of such

14 illness or congenital defect upon the presentation by such consumer to  
15 such licensee of a certificate from such veterinarian that such dog or  
16 cat suffers or suffered from such illness or congenital defect. No  
17 licensee may require the consumer to return such dog or cat to such  
18 licensee to receive such reimbursement, or (ii) at the option of [the]  
19 such consumer, replace the dog or cat or refund in full the purchase  
20 price of such dog or cat: [(A)] (I) In the case of illness or such  
21 congenital defect, upon return of the dog or cat to the pet shop and the  
22 receipt of a certificate from a veterinarian licensed under chapter 384  
23 and selected by the consumer, stating that the dog or cat is ill from a  
24 condition which existed at the time of sale, or suffers from such  
25 congenital defect, and [(B)] (II) in the case of death, the receipt of a  
26 certificate from a veterinarian licensed under chapter 384 and selected  
27 by the consumer, stating that the dog or cat died from an illness or a  
28 congenital defect which existed at the time of sale. [Any costs for  
29 services and medications provided by a licensed veterinarian incurred  
30 by the consumer for such illness or such congenital defect shall be  
31 reimbursed to the consumer by such licensee in an amount not to  
32 exceed five hundred dollars.] The presentation of such certificate shall  
33 be sufficient proof to claim reimbursement or replacement and the  
34 return of such deceased dog or cat to the pet shop shall not be  
35 required. No such refund or replacement shall be made if such illness  
36 or death resulted from maltreatment or neglect by a person other than  
37 the licensee or such licensee's agent or employee. A licensee shall not  
38 be subject to the obligations imposed by this subsection for the sale of a  
39 cat where such cat has been spayed or neutered prior to its sale.

40 (2) Each pet shop licensee who sells dogs or cats shall post a  
41 statement of customer rights pursuant to this section in a location that  
42 is readily visible to the public and also provide a copy of such  
43 statement to any purchaser of a dog or cat at the time of purchase. The  
44 commissioner shall prescribe the content of such statement. Any  
45 statement of customer rights posted pursuant to this section shall be  
46 printed in black lettering of not less than twenty point size upon a  
47 white background.

48       Sec. 2. Subsection (f) of section 22-344 of the 2012 supplement to the  
49       general statutes is repealed and the following is substituted in lieu  
50       thereof (*Effective October 1, 2012*):

51       (f) The commissioner may, at any time, inspect or cause to be  
52       inspected by the commissioner's agents any such commercial kennel,  
53       pet shop, grooming facility or training facility, and if, (1) in the  
54       commissioner's judgment such kennel, pet shop, grooming facility or  
55       training facility is not being maintained in a sanitary and humane  
56       manner or in a manner that protects the public safety, (2) the  
57       commissioner finds that contagious, infectious or communicable  
58       disease or other unsatisfactory conditions exist, or (3) in the case of a  
59       pet shop, the commissioner finds any violation of the provisions of  
60       section 22a-381d, the commissioner may issue a fine to such  
61       commercial kennel, pet shop, grooming facility or training facility of  
62       not more than five hundred dollars for each animal that is the subject  
63       of such violation, may issue such orders as the commissioner deems  
64       necessary for the correction of such conditions and may quarantine the  
65       premises and animals. If the owner or keeper of such kennel, pet shop,  
66       grooming facility or training facility fails to comply with the  
67       regulations or orders of the commissioner, or fails to comply with any  
68       provision of the statutes or regulations relating to dogs or other  
69       animals, the commissioner may revoke or suspend such license. Any  
70       person aggrieved by any order issued under the provisions of this  
71       section may appeal therefrom in accordance with the provisions of  
72       section 4-183. Any person maintaining any commercial kennel, pet  
73       shop, grooming facility or training facility without having obtained a  
74       license for the same or after any such license has been revoked or  
75       suspended as provided herein shall be fined not more than two  
76       hundred dollars. The provisions of this section shall not apply to  
77       veterinary hospitals, except those boarding or grooming dogs for  
78       nonmedical purposes, and other establishments where all the dogs or  
79       animals were born and raised on the premises where they are kept for  
80       sale.

81       Sec. 3. Subsections (a) and (b) of section 26-40a of the general

82 statutes are repealed and the following is substituted in lieu thereof  
83 (*Effective October 1, 2012*):

84 (a) No person shall possess a potentially dangerous animal. For the  
85 purposes of this section, the following wildlife, or any hybrid thereof,  
86 shall be considered potentially dangerous animals:

87 (1) The felidae, including, but not limited to, the lion, leopard,  
88 cheetah, jaguar, ocelot, jaguarundi cat, puma, lynx and bobcat;

89 (2) The canidae, including, but not limited to, the wolf, and coyote;

90 (3) The ursidae, including, but not limited to, the black bear, grizzly  
91 bear and brown bear; and

92 (4) The hominidae, including, but not limited to, the gorilla,  
93 chimpanzee and orangutan.

94 (b) A primate that weighs less than thirty-five pounds at maturity  
95 and that was imported or possessed by a person in this state prior to  
96 October 1, [2003] 2010, shall not be considered a potentially dangerous  
97 animal pursuant to this section.

98 Sec. 4. Subsection (a) of section 26-55 of the general statutes is  
99 repealed and the following is substituted in lieu thereof (*Effective*  
100 *October 1, 2012*):

101 (a) Except as provided in subsection (c) of this section, no person  
102 shall import or introduce into the state, or possess or liberate therein,  
103 any live fish, wild bird, wild mammal, reptile, amphibian or  
104 invertebrate unless such person has obtained a permit therefor from  
105 the commissioner. Such permit may be issued at the discretion of the  
106 commissioner under such regulations as the commissioner may  
107 prescribe. The commissioner shall by regulation prescribe the numbers  
108 of live fish, wild birds, wild mammals, reptiles, amphibians or  
109 invertebrates of certain species which may be imported, possessed,  
110 introduced into the state or liberated therein. The commissioner may  
111 by regulation exempt certain species or groups of live fish from the

112 permit requirements. The commissioner shall by regulation determine  
 113 which species of wild birds, wild mammals, reptiles, amphibians or  
 114 invertebrates must meet permit requirements. The commissioner may  
 115 totally prohibit the importation, possession, introduction into the state  
 116 or liberation therein of certain species which the commissioner has  
 117 determined may be a potential threat to humans, agricultural crops or  
 118 established species of plants, fish, birds, mammals, reptiles,  
 119 amphibians or invertebrates. The commissioner shall by regulation  
 120 exempt from permit requirements organizations or institutions such as  
 121 municipal parks, zoos, laboratories and research facilities maintained  
 122 by scientific or educational institutions, museums, public nonprofit  
 123 aquaria or nature centers where live fish, wild birds, wild mammals,  
 124 reptiles, amphibians or invertebrates are held in strict confinement. For  
 125 the purpose of this subsection and any regulation adopted pursuant to  
 126 this subsection, ferrets (*Mustela putorius*), hedgehogs of the family  
 127 *Erinaceidae*, genera *Atelerix*, sugar gliders (*Petaurus breviceps*) and  
 128 degus (*Octodon degus*) shall not be deemed to be wild mammals."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2012</i>	22-344b(b)
Sec. 2	<i>October 1, 2012</i>	22-344(f)
Sec. 3	<i>October 1, 2012</i>	26-40a(a) and (b)
Sec. 4	<i>October 1, 2012</i>	26-55(a)